

Third Preliminary Amendment  
Serial No. 09/889,330  
Page 2 of 3

C/ for Modulation of Triglyceride Levels and Treatment of Dyslipidemia," filed January 10, 2000, the contents of which are hereby incorporated by reference in their entirety.--

REMARKS

In accordance with 37 C.F.R. § 1.121, a marked up copy of the presently amended paragraph of the specification is appended hereto. Additions to the previous text, which was amended with the Second Preliminary Amendment filed on October 24, 2001, are noted by underlining.

The Commissioner is hereby authorized to charge any fees for this submission that may be incurred or credit any overpayment of fees to our Deposit Account No. 50-1273. The Examiner is invited to contact Applicants' undersigned Representative if it is believed that prosecution may be furthered hereby.

Respectfully submitted,

Kolterman et al.

Dated: Jan. 15, 2002

By: Lisa M. McGeehan

Lisa M. McGeehan  
Reg. No. 41,185

**BROBECK, PHLEGER & HARRISON LLP**  
12390 El Camino Real  
San Diego, CA 92130-2081  
Telephone: (858) 720-2500  
Facsimile: (858) 720-2555

Third Preliminary Amendment  
Serial No. 09/889,330  
Page 3 of 3

---

**MARKED UP VERSION OF AMENDED PORTIONS OF THE SPECIFICATION**

This application claims priority from International Application No. PCT/US00/00902, filed January 14, 2000, which claims priority from U.S. Provisional Application 60/116,380, entitled "Novel Exendin Agonist Formulations and Methods of Administration Thereof," filed January 14, 1999, and U.S. Provisional Application 60/175,365, entitled "Use of Exendins and Agonists Thereof for Modulation of Triglyceride Levels and Treatment of Dyslipidemia," filed January 10, 2000, the contents of which are hereby incorporated by reference in their entireties.